

B5 (Official Form 5) (12/07)

United States Bankruptcy Court Northern District of Illinois		INVOLUNTARY PETITION				
IN RE (Name of Debtor -- If Individual: Last, First, Middle) Tricon Industries, Inc.		ALL OTHER NAMES used by debtor in the last 8 years (Include married, maiden, and trade names.)				
Last four digits of Social-Security or other Individual's Tax-I.D. No./Complete EIN (If more than one, state all.):						
STREET ADDRESS OF DEBTOR (No. and street, city, state, and zip code) 2325 Wisconsin Ave. Downers Grove, IL 60515		MAILING ADDRESS OF DEBTOR (If different from street address)				
COUNTY OF RESIDENCE OR PRINCIPAL PLACE OF BUSINESS DuPage County						
LOCATION OF PRINCIPAL ASSETS OF BUSINESS DEBTOR (If different from previously listed addresses)						
CHAPTER OF BANKRUPTCY CODE UNDER WHICH PETITION IS FILED <input checked="" type="checkbox"/> Chapter 7 <input type="checkbox"/> Chapter 11						
INFORMATION REGARDING DEBTOR (Check applicable boxes)						
Nature of Debts (Check one box.) Petitioners believe: <input type="checkbox"/> Debts are primarily consumer debts <input checked="" type="checkbox"/> Debts are primarily business debts	<table style="width: 100%;"> <tr> <th style="text-align: center;">Type of Debtor (Form of Organization)</th> <th style="text-align: center;">Nature of Business (Check one box.)</th> </tr> <tr> <td style="vertical-align: top;"> <input type="checkbox"/> Individual (Includes Joint Debtor) <input checked="" type="checkbox"/> Corporation (Includes LLC and LLP) <input type="checkbox"/> Partnership <input type="checkbox"/> Other (If debtor is not one of the above entities, check this box and state type of entity below.) </td> <td style="vertical-align: top;"> <input type="checkbox"/> Health Care Business <input type="checkbox"/> Single Asset Real Estate as defined in 11 U.S.C. § 101(51)(B) <input type="checkbox"/> Railroad <input type="checkbox"/> Stockbroker <input type="checkbox"/> Commodity Broker <input type="checkbox"/> Clearing Bank <input type="checkbox"/> Other </td> </tr> </table>		Type of Debtor (Form of Organization)	Nature of Business (Check one box.)	<input type="checkbox"/> Individual (Includes Joint Debtor) <input checked="" type="checkbox"/> Corporation (Includes LLC and LLP) <input type="checkbox"/> Partnership <input type="checkbox"/> Other (If debtor is not one of the above entities, check this box and state type of entity below.)	<input type="checkbox"/> Health Care Business <input type="checkbox"/> Single Asset Real Estate as defined in 11 U.S.C. § 101(51)(B) <input type="checkbox"/> Railroad <input type="checkbox"/> Stockbroker <input type="checkbox"/> Commodity Broker <input type="checkbox"/> Clearing Bank <input type="checkbox"/> Other
Type of Debtor (Form of Organization)	Nature of Business (Check one box.)					
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VENUE <input checked="" type="checkbox"/> Debtor has been domiciled or has had a residence, principal place of business, or principal assets in the District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District. <input type="checkbox"/> A bankruptcy case concerning debtor's affiliate, general partner or partnership is pending in this District.	FILING FEE (Check one box) <input checked="" type="checkbox"/> Full Filing Fee attached <input type="checkbox"/> Petitioner is a child support creditor or its representative, and the form specified in § 304(g) of the Bankruptcy Reform Act of 1994 is attached. <i>[If a child support creditor or its representative is a petitioner, and if the petitioner files the form specified in § 304(g) of the Bankruptcy Reform Act of 1994, no fee is required.]</i>					
PENDING BANKRUPTCY CASE FILED BY OR AGAINST ANY PARTNER OR AFFILIATE OF THIS DEBTOR (Report information for any additional cases on attached sheets.)						
Name of Debtor	Case Number	Date				
Relationship	District	Judge				
ALLEGATIONS (Check applicable boxes) 1. <input checked="" type="checkbox"/> Petitioner (s) are eligible to file this petition pursuant to 11 U.S.C. § 303 (b). 2. <input checked="" type="checkbox"/> The debtor is a person against whom an order for relief may be entered under title 11 of the United States Code. 3.a. <input checked="" type="checkbox"/> The debtor is generally not paying such debtor's debts as they become due, unless such debts are the subject of a bona fide dispute as to liability or amount; or b. <input type="checkbox"/> Within 120 days preceding the filing of this petition, a custodian, other than a trustee receiver, or agent appointed or authorized to take charge of less than substantially all of the property of the debtor for the purpose of enforcing a lien against such property, was appointed or took possession.		COURT USE ONLY				

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Name of Debtor Tricon Industries, Inc.

Case No. _____

TRANSFER OF CLAIM		
<input type="checkbox"/> Check this box if there has been a transfer of any claim against the debtor by or to any petitioner. Attach all documents that evidence the transfer and any statements that are required under Bankruptcy Rule 1003(a).		
REQUEST FOR RELIEF		
Petitioner(s) request that an order for relief be entered against the debtor under the chapter of title 11, United States Code, specified in this petition. If any petitioner is a foreign representative appointed in a foreign proceeding, a certified copy of the order of the court granting recognition is attached.		
Petitioner(s) declare under penalty of perjury that the foregoing is true and correct according to the best of their knowledge, information, and belief.		
<p>x <u>Ed Daver. President</u></p> <p>Signature of Petitioner or Representative (State title)</p> <p>ACuPowder International, LLC <u>6/24/09</u></p> <p>Name of Petitioner Date Signed</p> <p>Name & Mailing <u>Ed Daver, President</u></p> <p>Address of Individual <u>901 Lehigh Avenue</u></p> <p>Signing in Representative <u>Union, NJ 07083-7632</u></p> <p>Capacity</p>	<p>x <u>/s/ Harley J. Goldstein</u> June 24, 2009</p> <p>Signature of Attorney Date</p> <p><u>Harley J. Goldstein</u></p> <p>Name of Attorney Firm (If any)</p> <p><u>K&L Gates LLP</u></p> <p><u>70 W. Madison, Suite 3100</u></p> <p><u>Chicago, IL 60602-4207</u></p> <p>Telephone No. (312) 372-1121</p>	
<p>x _____</p> <p>Signature of Petitioner or Representative (State title)</p> <p><u>Coleman Metals</u></p> <p>Name of Petitioner Date Signed</p> <p>Name & Mailing <u>Andre Rajchwald</u></p> <p>Address of Individual <u>1736 Bluestem Ln.</u></p> <p>Signing in Representative <u>Glenview, IL 60026-7787</u></p> <p>Capacity</p>	<p>x <u>/s/ Harley J. Goldstein</u> June 24, 2009</p> <p>Signature of Attorney Date</p> <p><u>Harley J. Goldstein</u></p> <p>Name of Attorney Firm (If any)</p> <p><u>K&L Gates LLP</u></p> <p><u>70 W. Madison, Suite 3100</u></p> <p><u>Chicago, IL 60602-4207</u></p> <p>Telephone No. (312) 372-1121</p>	
<p>x _____</p> <p>Signature of Petitioner or Representative (State title)</p> <p><u>Academy Corporation</u></p> <p>Name of Petitioner Date Signed</p> <p>Name & Mailing <u>Robert Middleton, CFO</u></p> <p>Address of Individual <u>5520 Midway Park Place NE</u></p> <p>Signing in Representative <u>Albuquerque, New Mexico 87109</u></p> <p>Capacity</p>	<p>x <u>/s/ Harley J. Goldstein</u> June 24, 2009</p> <p>Signature of Attorney Date</p> <p><u>Harley J. Goldstein</u></p> <p>Name of Attorney Firm (If any)</p> <p><u>K&L Gates LLP</u></p> <p><u>70 W. Madison, Suite 3100</u></p> <p><u>Chicago, IL 60602-4207</u></p> <p>Telephone No. (312) 372-1121</p>	
PETITIONING CREDITORS		
<p>ACuPowder International, LLC</p> <p>901 Lehigh Avenue, Union, NJ 07083-7632</p>	<p>Nature of Claim</p> <p style="text-align: center;">Outstanding A/R</p>	<p>Amount of Claim</p> <p style="text-align: center;">\$528,537.50</p>
<p>Coleman Metals</p> <p>1736 Bluestem Ln., Glenview, IL 60026-7787</p>	<p>Nature of Claim</p> <p style="text-align: center;">Outstanding A/R</p>	<p>Amount of Claim</p> <p style="text-align: center;">\$21,000</p>
<p>Academy Corporation</p> <p>5520 Midway Park Place NE, Albuquerque, New Mexico 87109</p>	<p>Nature of Claim</p> <p style="text-align: center;">Outstanding A/R</p>	<p>Amount of Claim</p> <p style="text-align: center;">\$11,000</p>
<p>Note: If there are more than three petitioners, attach additional sheets with the statement under penalty of perjury, each petitioner's signature under the statement and the name of attorney and petitioning creditor information in the format above.</p>		<p>Total Amount of Petitioners' Claims</p> <p style="text-align: center; font-weight: bold;">\$560,537.50</p>

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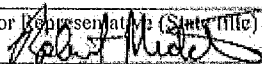
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Petitioner(s) declare under penalty of perjury that the foregoing is true and correct according to the best of their knowledge, information, and belief.		
<input checked="" type="checkbox"/> Signature of Petitioner or Representative (State title) <u>ACuPowder International, LLC</u> Name of Petitioner _____ Date Signed _____ Name & Mailing <u>Ed Daver, President</u> Address of Individual <u>901 Lehigh Avenue</u> Signing in Representative <u>Union, NJ 07083-7632</u> Capacity _____	<input checked="" type="checkbox"/> <u>/s/ Harley J. Goldstein</u> <u>June 24, 2009</u> Signature of Attorney _____ Date _____ <u>Harley J. Goldstein</u> Name of Attorney Firm (If any) _____ <u>K&L Gates LLP</u> <u>70 W. Madison, Suite 3100</u> <u>Chicago, IL 60602-4207</u> Telephone No. (312) 372-1121	
<input checked="" type="checkbox"/> <u>Andre Rajchwald</u> <u>President</u> Signature of Petitioner or Representative (State title) _____ <u>Coleman Metals</u> <u>June 24, 2009</u> Name of Petitioner _____ Date Signed _____ Name & Mailing <u>Andre Rajchwald</u> Address of Individual <u>1736 Bluestem Ln.</u> Signing in Representative <u>Glenview, IL 60026-7787</u> Capacity _____	<input checked="" type="checkbox"/> <u>/s/ Harley J. Goldstein</u> <u>June 24, 2009</u> Signature of Attorney _____ Date _____ <u>Harley J. Goldstein</u> Name of Attorney Firm (If any) _____ <u>K&L Gates LLP</u> <u>70 W. Madison, Suite 3100</u> <u>Chicago, IL 60602-4207</u> Telephone No. (312) 372-1121	
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0 continuation sheets attached

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